

Notice of Allowability

Application No.

10/645,113

Applicant(s)

ROBERSON, ORIN A.

Examiner

Khoa D. Huynh

Art Unit

3751

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to examiner amendment filed on 04/12/05.
2. ☒ The allowed claim(s) is/are 6-8 and 10-13.
3. ☒ The drawings filed on 21 August 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 04122005.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Darcell Walker on 04/08/05 and 04/11/05.

The application has been amended as follows:

In the Abstract,

line 1: delete "The present invention is an" and substitute --An--,

line 2: delete "This invention" and substitute --The apparatus--.

Claims 1-5 and 9 have been cancelled.

In claims 6 and 7,

line 1: delete "1" and substitute --12--.

In claim 10,

line 1: delete "9" and substitute --13--.

New claims 12 and 13 have been added as follow:

12. An apparatus for erasing and cleaning marking boards comprising:

a bracket having a top surface, a bottom surface, a front and a back end, sides connected to the top surface, bottom surface and front and back ends of the bracket, said bracket also having an opening in the front end of the bracket;

a set of extensions attached to said bracket sides;

a first front extension attached to the bottom surface of the bracket at the front end of the bracket, said front extension having a curved shape and used to hang and store the apparatus when the apparatus is not in use;

an extension at the rear end of the bracket and a second front extension, said second front extension being positioned between the first front extension and said rear end extension;

an eraser attached to the bottom, wherein said second front extension and said rear end extension assist in holding said eraser in a stable position during use; and

a container having cleaning solution therein, said container being inserted into said bracket through the opening in the front end of the bracket.

13. A system for erasing and cleaning marking boards comprising;

a bracket having a top surface, a bottom surface, a front and a back end, sides connected to the top surface, bottom surface and front and back ends of the bracket said bracket also having an opening in the front end of the bracket;

a set of extensions attached to said bracket sides;

a first front extension attached to the bottom surface of the bracket at the front end of the bracket, said front extension having a curved shape and used to hang and store the apparatus when the apparatus is not in use;

an extension at the rear end of the bracket and a second front extension, said second front extension being positioned between the first front extension and said rear end extension;

an eraser attached to the bottom, wherein said second front extension and said rear end extension assist in holding said eraser in a stable position during use; a container having cleaning solution therein, said container being inserted into said bracket through the opening in the front end of the bracket; and

a hanger in the general location of the marker board for holding the bracket, eraser and container combination when the bracket combination is not in use.

2. Claims 6-8 and 10-13 are allowed over the prior art of record.

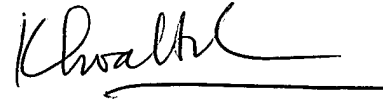
3. The following is an examiner's statement of reasons for allowance: none of the cited prior art teaches an apparatus for erasing and cleaning marking boards having, in conjunction with other limitations, the first front extension, the second front extension positioned between the first front extension and the rear end extension, wherein said second front extension and said rear end extension assist in holding said eraser in a stable position during use.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Khoa D. Huynh whose telephone number is (571) 272-4888. The examiner can normally be reached on M-F (7:00-4:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Justine Yu can be reached on (571) 272-4835. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Khoa D. Huynh
Patent Examiner
Art Unit 3751

HK
04/12/05